

**RECEIVED
CENTRAL FAX CENTER**

OCT 27 2005

**Yee &
Associates, P.C.**

4100 Alpha Road
Suite 1100
Dallas, Texas 75244

Main No. (972) 385-8777
Facsimile (972) 385-7766

FACSIMILE COVER SHEET

To: Commissioner for Patents for Examiner Ming Chow Group Art Unit 2645	Facsimile No. 571/273-8300
From: Louise Fay Paralegal to Duke W. Yee	No. of Pages Including Cover Sheet: 3
<p>Enclosed herewith:</p> <ul style="list-style-type: none"> Transmittal document; and Notice of Appeal. 	
RECEIVED OIPE/IAP	
OCT 28 2005	
Re: Application Serial No. 09/942,748 Attorney Docket No. AUS920010578US1	
Date: Thursday, October 27, 2005	
Please contact us at (972) 385-8777 if you do not receive all pages indicated above or experience any difficulty in receiving this facsimile.	<i>This Facsimile is intended only for the use of the addressee and, if the addressee is a client or their agent, contains privileged and confidential information. If you are not the intended recipient of this facsimile, you have received this facsimile inadvertently and in error. Any review, dissemination, distribution, or copying is strictly prohibited. If you received this facsimile in error, please notify us by telephone and return the facsimile to us immediately.</i>

**PLEASE CONFIRM RECEIPT OF THIS TRANSMISSION BY
FAXING A CONFIRMATION TO 972-385-7766.**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Himmel et al.

§ Group Art Unit: 2645

Serial No.: 09/942,748

§ Examiner: Chow, Ming

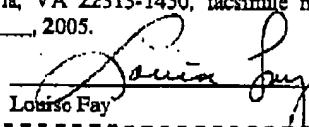
Filed: August 30, 2001

§ Attorney Docket No.: AUS920010578US1

For: Apparatus and Method for
Merging Wireless Telephone Service
with Existing Wired Telephone
Equipment in a Facility

§ Certificate of Transmission Under 37 C.F.R. § 1.8(a)
 I hereby certify this correspondence is being transmitted via
 facsimile to the Commissioner for Patents, P.O. Box 1450,
 Alexandria, VA 22313-1450, facsimile number (571) 273-8300
 _____, 2005.

By:


Louise FayTRANSMITTAL DOCUMENT

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

35525
 PATENT TRADEMARK OFFICE
 CUSTOMER NUMBER

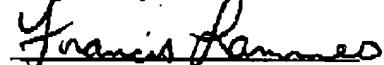
Sir:

ENCLOSED HEREWITH:

- Notice of Appeal

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account 09-0447.

Respectfully submitted,


 Francis Lammes
 Registration No. 55,353
 Agent for Applicants

Duke W. Yee
 Registration No. 34,285
 Attorney for Applicants
 YEE & ASSOCIATES, P.C.
 P.O. Box 802333
 Dallas, Texas 75380
 (972) 385-8777

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

In re application of: Himmel et al.

§ Group Art Unit: 2645

OCT 27 2005

Serial No.: 09/942,748

§ Examiner: Chow, Ming

Filed: August 30, 2001

§ Attorney Docket No.: AUS920010578US1

For: Apparatus and Method for
Merging Wireless Telephone Service
with Existing Wired Telephone
Equipment in a Facility

Certificate of Transmission Under 37 C.F.R. § 1.8(a)
I hereby certify this correspondence is being transmitted via
facsimile to the Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450, facsimile number (571) 273-8300
on _____, 2005.

By: _____
Louise Fay

NOTICE OF APPEAL

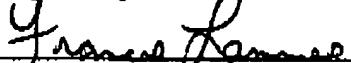
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated September 12, 2005 finally rejecting claims 1-7,10-15,18-24 and 28-30.

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,


Francis Lammes
Reg. No. 55,353
YEE & ASSOCIATES, P.C.
P.O. Box 802333
Dallas, Texas 75380
(972) 385-8777

10/28/2005 SFELEKE1 00000034 090447 09942748
01 FC:1401 500.00 DA

Page 1 of 1
Himmel et al. - 09/942,748